Los Angeles County Sheriff's Department

Officer Involved Shooting

Report Date: 12/16/2020	Bureau/Station/Facility: East Los Angeles Station	Admin. Invest.? ☐ Hit? ☑

Incident Information

URN: 019-16422-0294-057	Date: 11/25/2019 Time: 1548 hours
City or Station: East Los Angeles	Nature of Incident: While conducting an investigation regarding a suspicious person (s) in a parked vehicle, a vehicle occupant exhibited a pistol and the driver used the vehicle as a weapon. A DIS occurred.
Location: [redacted] Whittier Boulevard, East Los Angeles (Rear parking lot)	

Location Type (check one or more):
- ☐ Backyard
- ☐ Beach
- ☑ Business
- ☐ Freeway
- ☐ Industrial
- ☐ Park
- ☑ Parking Lot
- ☐ Residence
- ☐ Rural
- ☐ School
- ☐ Street
- Other:

Lighting (check only one):
- ☐ Darkness
- ☑ Daylight
- ☐ Other
- ☐ Street Lights

Weather (circle only one):
- ☑ Clear
- ☐ Cloudy
- ☐ Fog
- ☐ Rain

Distance: 15-30 feet

Incident Type (check one or more):
- ☐ Accidental
- ☑ Armed Person
- ☑ Fleeing Suspect
- ☐ Foot Pursuit
- ☐ Gun Take Away
- ☑ Moving Vehicle
- ☐ Sniper/Ambush
- ☐ Startle
- ☐ Struggle Involved
- ☑ Traffic Stop
- ☐ Unarmed Person
- ☐ Unintentional
- ☐ Vehicle Pursuit
- ☐ Warrant Service
- ☐ Warning Shot
- Other:

Initiated by (check only one):
- ☐ Arrest Warrant
- ☐ Call
- ☑ Observation
- ☐ One Person Unit
- ☐ Other
- ☐ Search Warrant
- ☐ Two Person Unit

Prior Activity (check only one):
- ☐ Detective
- ☐ Inmate Transport
- ☐ Other
- ☑ Routine Patrol

Aero Unit? ☐ Canine Unit? ☐

Total # of Shots Fired by Deputy: 9 rounds

Total # of Shots Fired by Suspect: 0

Employee Witnesses

Employee #	Last Name	First Name	M.I.	ShiftTime (check only one)	ShiftType (check only one)
				☐ EM ☐ PM ☐ Day	☐ Regular ☐ Overtime ☐ Off Duty
				☐ EM ☐ PM ☐ Day	☐ Regular ☐ Overtime ☐ Off Duty
				☐ EM ☐ PM ☐ Day	☐ Regular ☐ Overtime ☐ Off Duty

Non-Employee Witnesses

Last Name: [redacted]		First Name: [redacted]		M.I. [redacted]	
Street Address: [redacted]	City: [redacted]	Zip Code: [redacted]	Work Ph: [redacted]	Home Ph: [redacted]	
Last Name:		First Name:		M.I.	
Street Address:	City:	Zip Code:	Work Ph:	Home Ph:	
Last Name:		First Name:		M.I.	
Street Address:	City:	Zip Code:	Work Ph:	Home Ph:	

Supervisors

Employee #	Last Name	First Name	M.I.	(check one or more)
[redacted]	Kluth	David	A	☑ On Duty ☐ Present during shooting ☐ Witness to shooting ☐ Involved in shooting
[redacted]	Hoffman	Reginald	D	☑ On Duty ☐ Present during shooting ☐ Witness to shooting ☐ Involved in shooting

Watch Sergeant

Employee #	Last Name	First Name	M.I.
[redacted]	Lopez Jr.	Jerry	NMN

Watch Commander

Employee #	Last Name	First Name	M.I.
[redacted]	Chadwick	Geoffrey	N

[illegible] Use Only

SH # 2498761

Officer Involved Shooting
Involved Employee Information

URN: 019-16422-0294-057

Involved Employee

E 1

Employee # [redacted]	Last Name: Calderon	First Name: Joel	M.I. NMN
Sex: M Race: H	Rank: DSG	Unit Assignment: ELA	Work Assignment (Unit #, Module, etc.): 24
ShiftTime (*circle only one*): [ ] EM [x] PM [ ] Day	ShiftType (*circle only one*): [x] Regular [ ] Overtime [ ] Off Duty	Intoxication/Drug Usage? [ ]	Substance Used:
Hospital Admission? [ ]	Hospital Name:	Coroner Case? [ ]	Coroner Case #: Interviewed? [x]
Hrs of sleep prior to shooting: 6	Duty Time (hrs): [redacted]	Clothing (*circle only one*): [ ] Plain Clothes no Vest [ ] Plain Clothes w/ Vest [ ] Raid Jacket no Vest [ ] Raid Jacket w/ Vest [ ] Uniform no Vest [x] Uniform w/ Vest	Other Factors:
Age: [redacted] Height: 5'10"	Weight: 180 lbs		
Range Qualification Date: [redacted]	PPC Qualification Date: [redacted]	Laser Training Date: [redacted]	
Certified with Weapon Used? [redacted]	Patrol Certification? [redacted]	Certification Unit: ELA	Prior Shootings? [redacted] Number of Prior Shootings: [redacted] Directed Force: [redacted]
Weapons Fired Brand: Smith & Wesson	Caliber: 9mm # Shots: 6	Weapons Fired Brand:	Caliber: # Shots:
Field Training Officer Emp # [redacted]	Last Name [redacted]	First Name [redacted]	M.I. [redacted]
Field Training Officer Emp # [redacted]	Last Name [redacted]	First Name [redacted]	M.I. [redacted]

E 2

Employee # [redacted]	Last Name: Sanchez	First Name: Juan	M.I. J.
Sex: M Race: H	Rank: DSG	Unit Assignment: ELA	Work Assignment (Unit #, Module, etc.): 24
ShiftTime (*circle only one*): [ ] EM [x] PM [ ] Day	ShiftType (*circle only one*): [x] Regular [ ] Overtime [ ] Off Duty	Intoxication/Drug Usage? [ ]	Substance Used:
Hospital Admission? [ ]	Hospital Name:	Coroner Case? [ ]	Coroner Case #: Interviewed? [x]
Hrs of sleep prior to shooting: 6	Duty Time (hrs): [redacted]	Clothing (*circle only one*): [ ] Plain Clothes no Vest [ ] Plain Clothes w/ Vest [ ] Raid Jacket no Vest [ ] Raid Jacket w/ Vest [ ] Uniform no Vest [x] Uniform w/ Vest	Other Factors:
Age: [redacted] Height: 5'11"	Weight: 210 lbs		
Range Qualification Date: [redacted]	PPC Qualification Date: [redacted]	Laser Training Date: [redacted]	
Certified with Weapon Used? [redacted]	Patrol Certification? [redacted]	Certification Unit: ELA	Prior Shootings? [redacted] Number of Prior Shootings: [redacted] Directed Force: [redacted]
Weapons Fired Brand: Sig Sauer	Caliber: 9mm # Shots: 3	Weapons Fired Brand:	Caliber: # Shots:
Field Training Officer Emp # [redacted]	Last Name [redacted]	First Name [redacted]	M.I. [redacted]
Field Training Officer Emp #	Last Name	First Name	M.I.

E

Employee #	Last Name	First Name	M.I.
Sex: Race:	Rank:	Unit Assignment:	Work Assignment (Unit #, Module, etc.):
ShiftTime (*circle only one*): [ ] EM [ ] PM [ ] Day	ShiftType (*circle only one*): [ ] Regular [ ] Overtime [ ] Off Duty	Intoxication/Drug Usage? [ ]	Substance Used:
Hospital Admission? [ ]	Hospital Name:	Coroner Case? [ ]	Coroner Case #: Interviewed? [ ]
Hrs of sleep prior to shooting:	Duty Time (hrs):	Clothing (*circle only one*): [ ] Plain Clothes no Vest [ ] Plain Clothes w/ Vest [ ] Raid Jacket no Vest [ ] Raid Jacket w/ Vest [ ] Uniform no Vest [ ] Uniform w/ Vest	Other Factors:
Age: Height:	Weight:		
Range Qualification Date:	PPC Qualification Date:	Laser Training Date:	
Certified with Weapon Used? [ ]	Patrol Certification? [ ]	Certification Unit:	Prior Shootings? [ ] Number of Prior Shootings: Directed Force: [ ]
Weapons Fired Brand:	Caliber: # Shots:	Weapons Fired Brand:	Caliber: # Shots:
Field Training Officer Emp #	Last Name	First Name	M.I.
Field Training Officer Emp #	Last Name	First Name	M.I.

Officer Involved Shooting
Suspect Information

Suspect Information

S 1

Last Name: Evangelista	First Name: Robert	M.I. F
AKA Last Name: None	First Name:	M.I.
Sex: M Race: H	Street Address: [redacted] City: [redacted]	State & Zip Code: [redacted] [redacted]
Work Phone: [redacted]	Home Phone: [redacted]	Social Security #:
Driver's License #: [redacted]		
Age: 32 D.O.B. 2/4/88	Height: 5'7" Weight: 180	FBI # [redacted]
CII # [redacted]		
Booking # 5808379	Primary Charge: 664/187(a) PC	Secondary Charge: 11377(a) HS
Coroner Case? ☐	Coroner Case #	Intoxication/Drug Usage? ☑
Substance Used: Methamphetamine		
Armed? ☑	Apprehended? ☑	Mental Illness? ☐
Criminal History? [redacted]		
Vehicle Make: Mercury	Model: Mountaineer	Year: 2003

S /

Last Name	First Name	M.I.
AKA Last Name	First Name	M.I.
Sex: Race:	Street Address: City:	State & Zip Code:
Work Phone:	Home Phone:	Social Security #:
Driver's License #:		
Age: D.O.B.	Height: Weight:	FBI #
CII #		
Booking #	Primary Charge:	Secondary Charge:
Coroner Case? ☐	Coroner Case #	Intoxication/Drug Usage? ☐
Substance Used:		
Armed? ☐	Apprehended? ☑	Mental Illness? ☐
Criminal History? ☐		
Vehicle Make	Model:	Year:

S

Last Name	First Name	M.I.
AKA Last Name	First Name	M.I.
Sex: Race:	Street Address: City:	State & Zip Code:
Work Phone:	Home Phone:	Social Security #:
Driver's License #:		
Age: D.O.B.	Height: Weight:	FBI #
CII #		
Booking #	Primary Charge:	Secondary Charge:
Coroner Case? ☐	Coroner Case #	Intoxication/Drug Usage? ☐
Substance Used:		
Armed? ☐	Apprehended? ☐	Mental Illness? ☐
Criminal History? ☐		
Vehicle Make	Model:	Year:

S

Last Name	First Name	M.I.
AKA Last Name	First Name	M.I.
Sex: Race:	Street Address: City:	State & Zip Code:
Work Phone:	Home Phone:	Social Security #:
Driver's License #:		
Age: D.O.B.	Height: Weight:	FBI #
CII #		
Booking #	Primary Charge:	Secondary Charge:
Coroner Case? ☐	Coroner Case #	Intoxication/Drug Usage? ☐
Substance Used:		
Armed? ☐	Apprehended? ☐	Mental Illness? ☐
Criminal History? ☐		
Vehicle Make	Model:	Year:

Officer Involved Shooting

URN: 019-16422-0294-057

Rollout Information

Arrival Date	Arrival Time	Date Submitted	Date of Recommendation
11/25/2019	1815 hours	12/16/2020	

Employee #	Last Name	First Name	M.I.
[redacted]	Smitson	Eric	C
[redacted]	Rose	Michael	L
[redacted]	Valle	Paul	S

Shooting / Force Information

Method

(AW) Arwen
(BC) Baton:(Control)
(BI) Baton:(Impact)
(BF) Bodily Fluids
(CN) Canine
(CR) Carotid Restraint
(CH) Choke Hold
(CT) Control Holds:(Control Techniques)
(TT) Control Holds:(Team Takedown)
(TD) Control Holds:(Takedown)
(CE) Chemical
(OC) Chemical Agents (OC Spray)
(TG) Chemical Agents (Tear Gas)
(EX) Explosives
(FH) Firearm (Handgun)
(FR) Firearm (Rifle)
(FS) Firearm (Shotgun)
(FO) Firearm (Other)
(FB) Flashbang
(FL) Flashlight
(OE) Other Weapon: Edged
(OV) Other Weapon: Vehicle
(OB) Other Weapon: Blunt Object
(OO) Other Weapon: Other
(PK) Personal Weapon: Feet/Leg: (Kick)
(PS) Personal Weapon: Feet/Leg: (Sweep)
(PH) Personal Weapon (Hand/Arm)
(PP) Personal Weapon (Push)
(PO) Personal Weapon (Other)
(RS) Resistance
(CN) Restraint Device (Capture Net)
(RH) Restraint Device (Handcuffs)
(HB) Restraint Device:Hobble (Legs Only)
(TP) Restraint Device:Hobble (TARP)
(RE) Restraint Device: REACT Belt
(SP) Sap
(SH) Shield
(SG) 37mm Stinger
(SB) Sting Ball
(ST) Stun Bag
(TR) Taser
(UC) Uncooperative

Type of Injury

(AB) Abrasion
(BR) Bruise
(BU) Burn
(CP) Complaint of Pain
(CO) Concussion
(DH) Death
(DI) Dislocation
(DB) Dog Bite
(FR) Fractures
(GS) Gunshot
(HB) Human Bite
(LC) Lacerations
(ND) Nerve Damage
(OD) Organ Damage
(PA) Paralysis
(PW) Puncture Wound
(SD) Soft Tissue Damage
(ST) Sprain/Twists
(UN) Unconscious
(RM) Refused Med Treatment
(NN) NONE

Body Part Injured

(AD) Abdomen
(AK) Ankle
(AR) Arm
(BK) Back
(BT) Buttocks
(CH) Chest
(EL) Elbow
(FA) Face
(FE) Feet
(FI) Fingers
(GE) Genitals
(GR) Groin
(HD) Hand
(HE) Head
(HI) Hip
(IN) Internal
(KN) Knees
(LE) Leg
(NK) Neck
(SH) Shoulder
(WR) Wrist

Brand

(AK) AK-47
(BN) Benelli
(BR) Beretta
(BW) Browning
(CH) Charter Arms
(CO) Colt
(DA) Davis Industries
(GL) Glock
(HA) Harrington & Richardson
(HI) Hi Standard
(HK) H & K
(IT) Ithica
(IV) Iver Johnson
(JE) Jennings
(LO) Lorcin
(LU) Luger
(MA) Marlin
(MO) Mossberg
(NC) NCI aka SKS
(NA) North American
(NO) Norinco
(RA) Raven
(RM) Remington
(RG) RG
(RI) RGI
(RO) Rossi
(SW) Smith & Wesson
(SR) Sturm Ruger
(SS) SIG Sauer
(ST) Sterling
(TA) Taurus
(WE) Weatherby
(WN) Winchester
(US) US Government
(YY) Handmade (Inmate)
(XX) Homemade (Non-Inmate)
(ZZ) Other Brand

Caliber

(9) 9 mm
(10) 10 mm
(12) 12 guage
(20) 20 guage
(21) .22-250
(22) .22 caliber
(23) .223 caliber
(24) .243 caliber
(25) .25 caliber
(30) .308 caliber
(35) .357 caliber
(36) 30-60 caliber
(38) .38 caliber
(40) .40 caliber
(41) .410 guage
(44) .44 caliber
(45) .45 caliber
(50) 50 mm
(SL) Slug
(WW) Other caliber

FORCE APPLIED *(one code per block)*

Used By (E# or S#)	Used Against (E# or S#)	Method (Code)	Brand (Code)	Caliber (Code)	Authorized Weapon? (Y/N)	Authorized Ammunition? (Y/N)	Type of Injury (Code)	Body Part (Code)
S#1	E#1	OV					NN	NN
S#1	E#1	FH	GL	40	N	N	NN	NN
S#1	E#2	FH	GL	40	N	N	NN	NN
E#1	S#1	FH	SW	9	Y	Y	LC	AR
E#2	S#1	FH	SS	9	Y	Y	LC	AR

COUNTY OF LOS ANGELES
SHERIFF'S DEPARTMENT

INVESTIGATIVE SUMMARY

INCIDENT:	**ON-DUTY, HIT SHOOTING, NON-FATAL**
IAB FILE NUMBER:	**SH 2498761**
URN #:	**019-16422-0294-057**
DATE/TIME:	**NOVEMBER 25, 2019, 1552 HOURS**
LOCATION:	[redacted] **EAST WHITTIER BOULEVARD, EAST LOS ANGLES**

SUMMARY

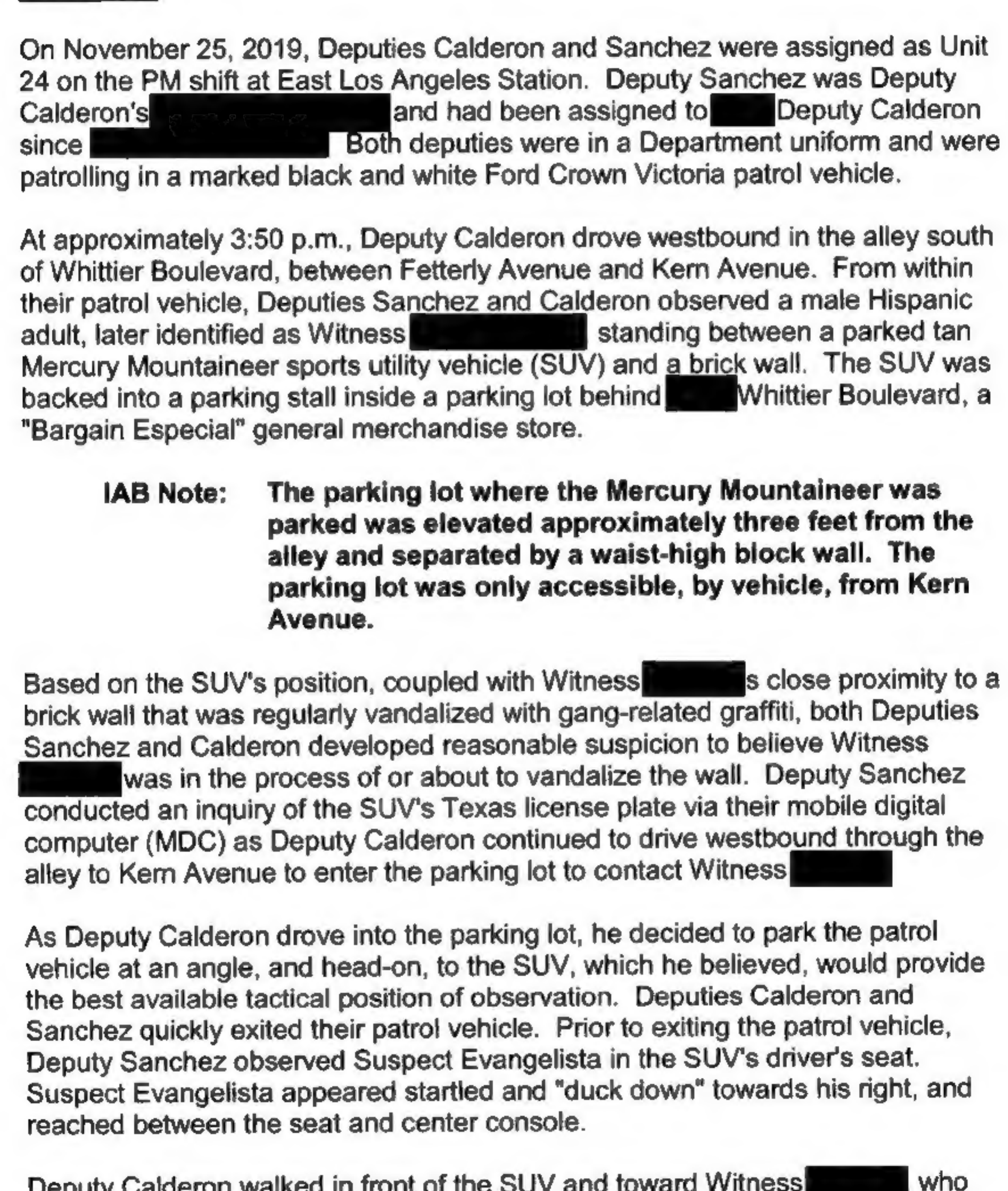
On November 25, 2019, an Internal Affairs Bureau (IAB) Force/Shooting Response Team comprised of Lieutenant Eric Smitson, Sergeant Michael Rose, Sergeant Paul Valle, representatives from Training Bureau, and representatives from Risk Management Bureau, responded to [redacted] East Whittier Boulevard, in unincorporated Los Angeles, regarding an on-duty, deputy-involved shooting. An Office of the Inspector General (OIG) representative, along with an attorney from the District Attorney's office, were present and participated in the briefing and walk-thru conducted by Homicide Bureau Lieutenant Derrick Alfred, #[redacted]

The deputy-involved shooting incident involved two East Los Angeles Station patrol Deputies Joel Calderon and Juan Sanchez (involved employees) reported discharging their firearms at a suspect in a vehicle.

Suspect Robert Evangelista received several superficial lacerations on his inner-right forearm during the incident. The suspect alleged his injuries were possibly caused by gunfire from the deputies during the incident, which caused the incident to be classified as a "hit" shooting. The suspect was transported by patrol vehicle to East Los Angeles Doctors Hospital, where he was treated for his injury. No deputies were injured.

Los Angeles County Sheriff's Department Homicide Bureau Investigators Dean Camarillo, #[redacted] and Matthew Landreth, #[redacted] conducted the investigation. For additional information regarding their investigation, refer to the Los Angeles County Sheriff's Homicide Bureau Investigative Case Book, under Uniform Report Number (URN) 019-16422-0294-057 **[EXHIBIT A, VOLUME I and II]**.

Lieutenant Smitson ensured the East Los Angeles Station watch commander took reasonable steps to ensure the involved employees were in the company of a supervisor and did not discuss the incident among themselves, or with uninvolved persons, prior to being interviewed by the assigned Homicide Bureau investigators.



SYNOPSIS

On November 25, 2019, Deputies Calderon and Sanchez were assigned as Unit 24 on the PM shift at East Los Angeles Station. Deputy Sanchez was Deputy Calderon's [redacted] and had been assigned to [redacted] Deputy Calderon since [redacted] Both deputies were in a Department uniform and were patrolling in a marked black and white Ford Crown Victoria patrol vehicle.

At approximately 3:50 p.m., Deputy Calderon drove westbound in the alley south of Whittier Boulevard, between Fetterly Avenue and Kern Avenue. From within their patrol vehicle, Deputies Sanchez and Calderon observed a male Hispanic adult, later identified as Witness [redacted] standing between a parked tan Mercury Mountaineer sports utility vehicle (SUV) and a brick wall. The SUV was backed into a parking stall inside a parking lot behind [redacted] Whittier Boulevard, a "Bargain Especial" general merchandise store.

> **IAB Note: The parking lot where the Mercury Mountaineer was parked was elevated approximately three feet from the alley and separated by a waist-high block wall. The parking lot was only accessible, by vehicle, from Kern Avenue.**

Based on the SUV's position, coupled with Witness [redacted]s close proximity to a brick wall that was regularly vandalized with gang-related graffiti, both Deputies Sanchez and Calderon developed reasonable suspicion to believe Witness [redacted] was in the process of or about to vandalize the wall. Deputy Sanchez conducted an inquiry of the SUV's Texas license plate via their mobile digital computer (MDC) as Deputy Calderon continued to drive westbound through the alley to Kern Avenue to enter the parking lot to contact Witness [redacted]

As Deputy Calderon drove into the parking lot, he decided to park the patrol vehicle at an angle, and head-on, to the SUV, which he believed, would provide the best available tactical position of observation. Deputies Calderon and Sanchez quickly exited their patrol vehicle. Prior to exiting the patrol vehicle, Deputy Sanchez observed Suspect Evangelista in the SUV's driver's seat. Suspect Evangelista appeared startled and "duck down" towards his right, and reached between the seat and center console.

Deputy Calderon walked in front of the SUV and toward Witness [redacted] who was still standing next to the brick wall. He ordered Witness [redacted] to raise his

hands. Witness [redacted] immediately complied and raised his hands above his head. While walking toward Witness [redacted] Deputy Calderon looked through the SUV's windshield and noticed Suspect Evangelista seated in the driver's seat of the SUV and another male Hispanic adult sitting in the rear passenger seat. Suspect Evangelista and the rear passenger appeared to be reaching toward the floorboard of the vehicle.

As Deputy Sanchez exited the passenger side of the patrol vehicle, he immediately drew his firearm. He quickly approached Suspect Evangelista, who continued reaching between the seat and the center console. From near the driver's door of the SUV, Deputy Sanchez gave Suspect Evangelista numerous commands to stop reaching and to show his hands. Deputy Sanchez could not see through the rear passenger windows due to dark tinted windows, and was unsure if anyone was in the back seat of the SUV.

Suspect Evangelista appeared to acknowledge Deputy Sanchez's commands; however, he attempted to delay Deputy Sanchez by replying, "Okay," and "hold on," several times, as he continued to reach near the floorboard and center console. Suspect Evangelista continued to defy Deputy Sanchez's orders to show his hands. Deputy Sanchez never noticed an occupant sitting in the rear passenger seat; however, he heard Deputy Calderon yell, "Stop moving in the back seat," "Let me see your hands."

As Deputy Sanchez contacted Suspect Evangelista, Deputy Calderon simultaneously approached Witness [redacted] along the SUV passenger side, near the passenger door. While facing the passenger side of the SUV, Deputy Calderon attempted to maintain observation of Witness [redacted] Suspect Evangelista, and the rear occupant, as he used his left hand to attempt to guide Witness [redacted]s right hand behind his back.

As Deputy Calderon made contact with Witness [redacted] Deputy Sanchez decided to holster his firearm and open the driver's door of the SUV to gain a better observation of Suspect Evangelista. Based on Deputy Calderon's position on the passenger side of the SUV, coupled with the SUV's height, Deputy Sanchez lost observation of Deputy Calderon. Deputy Sanchez noticed the SUV's engine was running, the transmission was in drive, and Suspect Evangelista's foot was on the brake. Deputy Sanchez ordered Suspect Evangelista to place the vehicle in park; however, the request was ignored.

Deputies Sanchez and Calderon never communicated any of their observations to each other about any of the suspects' demeanor and movements.

While attempting to detain Witness [redacted] Deputy Calderon observed Suspect Evangelista, through the lowered front passenger window, raise a black handgun from the floorboard. Immediately upon observing the firearm, Deputy Calderon believed he yelled, "Oh, fuck," or, "gun…gun…gun." As Suspect Evangelista

raised the gun, he simultaneously drove the SUV forward. Fearing Suspect Evangelista was going to point the firearm at him and fire, Deputy Calderon began to fire a volley of six rounds toward Suspect Evangelista as the SUV accelerated forward, turned left, and drove toward the exit of the parking lot.

Deputy Sanchez, standing near Suspect Evangelista's open driver door, also observed Suspect Evangelista lift his right hand holding a black firearm. Suspect Evangelista simultaneously drove forward. As the SUV drove forward, Deputy Sanchez began to hear gunshots. Deputy Sanchez heard Deputy Calderon yell, "Oh fuck," and believed Suspect Evangelista might have struck Deputy Calderon with the SUV. Deputy Sanchez also believed Suspect Evangelista was continuously shooting his firearm at Deputy Calderon. As the SUV accelerated out of the parking lot, Deputy Sanchez re-drew his firearm and fired three rounds toward Suspect Evangelista, who was in the driver's seat.

The SUV received six bullet strikes from Deputies Calderon and Sanchez's gunfire. Three bullets hit the SUV's rear liftgate, with only one round penetrating the passenger cabin and lodging in the back seat headrest. Two rounds struck the left-rear tire and wheel well, and one round hit the right-tire.

The SUV exited the parking lot and drove northbound on Kern Avenue and out of view. Deputy Sanchez broadcasted emergency radio traffic on his portable radio. The radio traffic included a suspect and vehicle description broadcasted to East Los Angeles area units. Deputy Sanchez advised responding units a deputy-involved shooting occurred and the suspect was wanted for assaulting a deputy with a deadly weapon.

Deputy Calderon handcuffed Witness [redacted] who remained cooperative throughout the incident.

Within a few minutes, Suspect Evangelista abandoned his SUV near the intersection of 3rd Street and Mednik Avenues in East Los Angeles. Both rear tires were flattened by gunfire. Suspect Evangelista and the unidentified rear passenger fled on foot and ran east on 3rd Street from Mednik Avenue.

Suspect Evangelista purportedly scaled a chain-link fence and threw his Glock 23 pistol and pistol magazine into a grass baseball field at Griffith Middle School. Suspect Evangelista also discarded a right-handed holster into a trashcan on 3rd Street before boarding a Montebello city bus.

Concerned citizens informed responding deputies, Suspect Evangelista boarded the bus, traversing west on 3rd Street approaching Mednick Avenue. Deputy Christopher Gonzalez, #[redacted] and numerous East Los Angeles Station deputies, detectives, and sergeants conducted a traffic stop on the bus. After formulating a tactical plan to evacuate the bus, Suspect Evangelista was taken into custody without incident.

Deputy Gonzalez noticed several superficial lacerations on Suspect Evangelista's right forearm. Suspect Evangelista ultimately attributed his injuries to being shot by deputies. He was transported to East Los Angeles Doctors Hospital for medical treatment. Although a doctor opined the injury did not appear to be consistent with a gunshot wound, the doctor was unable to exclude the injury was a result of a grazing bullet. Suspect Evangelista was subsequently booked at East Los Angeles Station.

Witness [redacted] was detained for possession of narcotics paraphernalia and booked at East Los Angeles Station. He was subsequently released pursuant to section 849(b)(1) of the Penal Code. The unidentified rear passenger of the SUV was not located.

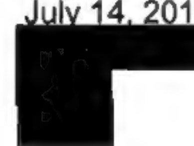
DISTRICT ATTORNEY'S LETTER OF OPINION

The Los Angeles County District Attorney Office's Justice System Integrity Division (JSID) attorneys reviewed the non-fatal shooting of Robert Evangelista. In their letter of opinion, dated May 28, 2020, Head Deputy District Attorney Shannon Presby concluded Deputy Calderon acted lawfully in self-defense, and Deputy Sanchez acted in lawful defense of others **[EXHIBIT B]**.

INVOLVED EMPLOYEE(S):

CALDERON, Joel, Deputy Sheriff, #[redacted]
East Los Angeles Station

Date of Employment:	November 9, 2015
Date Assigned to Patrol:	July 14, 2019
Date Completed Patrol Training:	[redacted]
Prior Shooting Incidents:	
Prior Founded Force Incidents:	



Equipment Worn On Person

Deputy Calderon wore a long-sleeved Class-A uniform with a black Sam Browne gun belt and boots. The uniform shirt included Sheriff's Department patches and insignias. Deputy Calderon carried the following equipment:

- Handgun: Smith & Wesson M&P, 9 millimeter, semi-automatic pistol, with attached SUREFIRE X-300 Ultra rail-mounted gun light.
- Additional magazines (2) loaded with ammunition.
- Two pairs of handcuffs.
- Oleoresin Capsicum (OC) spray
- TASER
- Pocket knife
- Handheld portable radio with the microphone attached to the center of his shirt

- First aid kit
- Expandable baton

SANCHEZ, Juan J., Deputy Sheriff, #[redacted]
East Los Angeles Station

Date of Employment: February 20, 2008
Date Assigned to Patrol: November 16, 2014
Date Completed Patrol Training: [redacted]
Prior Shooting Incidents: [redacted]
Prior Founded Force Incidents: [redacted]



Equipment Worn On Person

Deputy Sanchez wore a long-sleeved Class-A uniform with a black Sam Browne gun belt and boots. The uniform shirt included Sheriff's Department patches and insignias. Deputy Sanchez was equipped with the following equipment:

- Handgun: Sig Sauer, P226 (personally owned), 9 millimeter, semi-automatic pistol, with attached SUREFIRE X-300 Ultra rail-mounted gun light.
- A backup firearm (Smith & Wesson M&P compact), carried in an ankle holster.
- Additional magazines (2) loaded with ammunition.
- Two pairs of handcuffs.
- OC spray
- TASER
- Pocket knife
- Handheld portable radio with a microphone attached to his left shirt epaulet.

SUSPECT INFORMATION:

Evangelista, Robert Frances, Booking #5808379
Male, Hispanic, DOB: February 4, 1988, 5'7", 190 lbs.
[redacted]
CII: #[redacted] MAIN: [redacted] FBI: #[redacted]

At the time of this incident, Suspect Evangelista was [redacted]

Suspect Evangelista's criminal history, DMV record, and booking record were included in the Homicide Bureau Investigative Case Book **[EXHIBIT A, pages 126-166]**.

WITNESSES:

The following person was identified as potential witnesses to the events surrounding the deputy-involved shooting incident:


[redacted]

> **IAB Note:** **The male adult in the rear seat of the vehicle Suspect Evangelista was driving was never positively identified by Homicide Bureau Investigators.**

INJURIES:

Suspect Robert Evangelista

Suspect Evangelista sustained approximately five semi-parallel superficial abrasions and lacerations on his right inner-forearm. He was medically treated at East Los Angeles Doctors Hospital under Patient Identification Number #1500156258 and subsequently cleared for booking at East Los Angeles Station.

Department Personnel

No Department personnel were reported being injured during this incident.

PHYSICAL EVIDENCE:

A .40 caliber, Glock, model 23, semi-automatic pistol was recovered from a grass baseball field at Griffith Middle School in East Los Angeles. Near the firearm, Homicide investigators located and recovered an associated Glock magazine loaded with ammunition **[Exhibit A, page 63]**.

During a canvass of the crime scenes, Homicide Bureau investigators recovered video from two surveillance cameras covering the parking lot where the shooting occurred. Homicide investigators also recovered surveillance camera footage of Suspect Evangelista abandoning and running from the SUV **[Exhibit G]**.

Homicide Bureau investigators identified numerous items of physical evidence related to this incident. The evidence was collected and documented by Forensic Identification Specialists from the Scientific Services Bureau **[Exhibit A, pages 57-72]**.

On November 25, 2019, Operation Safe Streets (OSS) Bureau detectives authored a search warrant for Suspect Evangelista's residence at [redacted] Detectives recovered numerous items of evidence, including an empty Glock brand magazine for a .40-caliber handgun, a firearm

cleaning kit, a live .40-caliber round, Suspect Evangelista's driver license, and a significant amount of methamphetamine **[Exhibit A, pages 54-56]**.

A blood drug screening test was analyzed on a sample of Suspect Evangelista's blood from the day of the incident. The Scientific Services Bureau's laboratory report concluded Suspect Evangelista's blood tested positive for the presence of amphetamines **[Exhibit A, page 195]**.

INVESTIGATOR'S OBSERVATIONS:

Homicide Bureau investigators conducted a detailed briefing regarding the incident. They escorted IAB investigators through the scene where the deputy-involved shooting occurred and the location where the suspect's vehicle and a firearm were discarded.

The deputy-involved shooting scene was documented in detail by Homicide Bureau Investigators Eric Arias, #[redacted] and Gail Durham, #[redacted] **[Exhibit A, pages 59-61]**. Their description of the scene was consistent with the IAB investigators' observations.

The scene where Suspect Evangelista abandoned his vehicle and discarded his firearm was documented in detail by Homicide Bureau Investigators Gina Eguia, #[redacted] and Robert Martindale, #[redacted] **[Exhibit A, pages 68-72]**. Their description of the scene was consistent with the IAB investigators' observations.

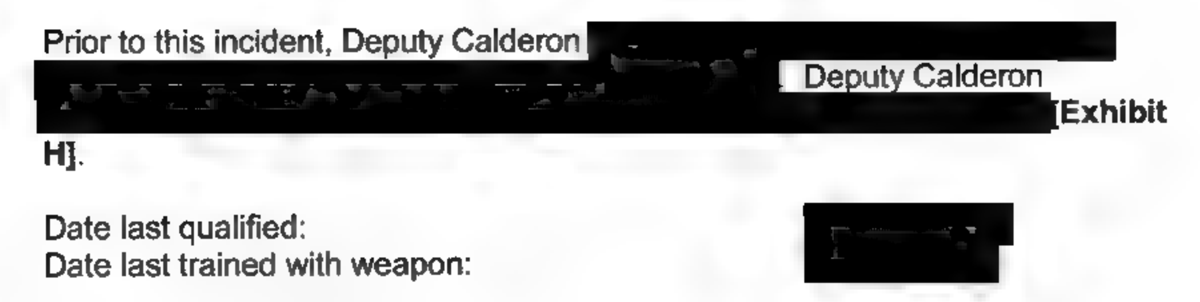
Scientific Services Bureau personnel photographed the scenes. The digital images were uploaded onto compact discs, and were included in this Case Book **[Exhibit G, Disc 2]**.

WEAPON USED BY DEPARTMENT PERSONNEL:

Deputy Joel Calderon

Deputy Calderon presumably fired six (6) rounds of Department-issued 9mm ammunition from his Department-issued Smith & Wesson, M&P, 9-millimeter semi-automatic pistol. Deputy Calderon explained his firearm was initially loaded with seventeen (17) live "WIN 9mm Luger" rounds. Deputy Calderon's firearm was loaded with one round less than capacity (17 rounds in the magazine and one round in the chamber). Homicide investigators recovered eleven (11) rounds remaining in Deputy Calderon's firearm.

> **IAB Note:** **Homicide investigators only recovered five "WIN 9mm Luger" expended shell casings at the scene.**



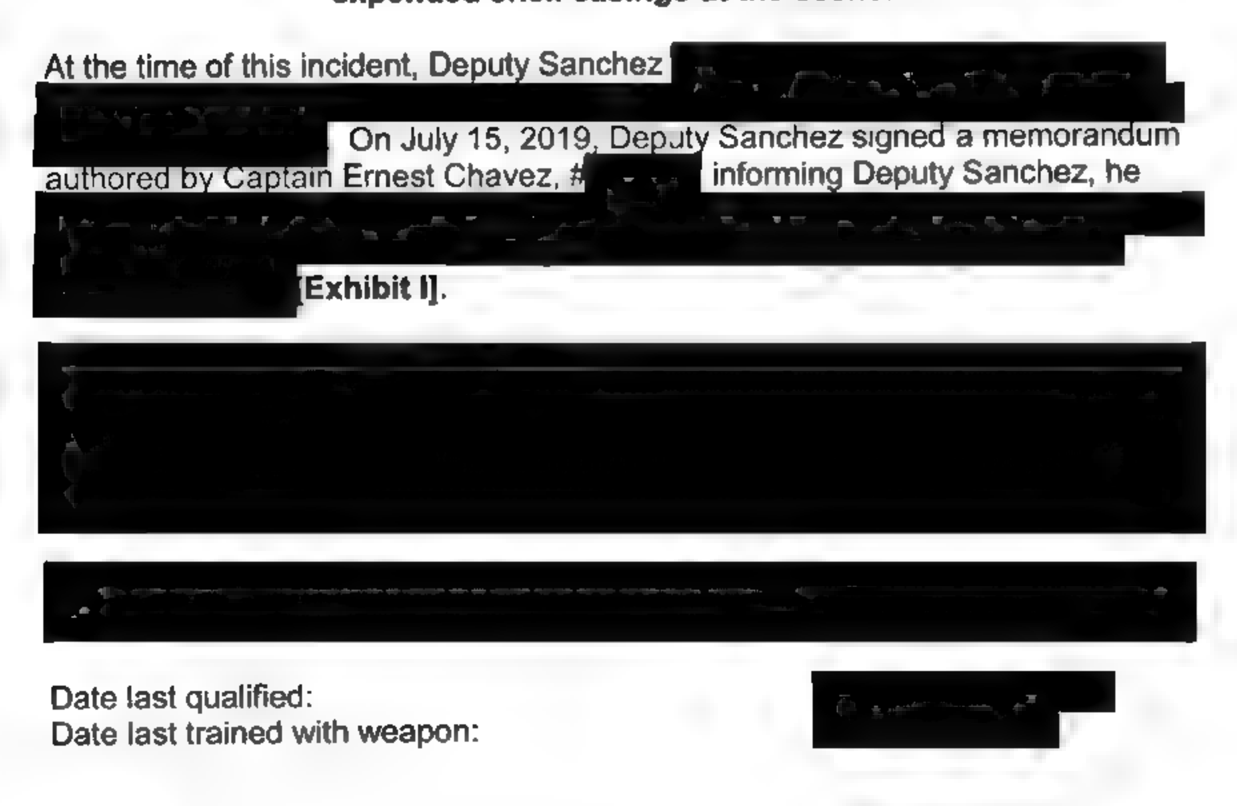
Prior to this incident, Deputy Calderon [redacted] Deputy Calderon [redacted] **[Exhibit H]**.

Date last qualified: [redacted]
Date last trained with weapon:

Deputy Juan Sanchez

Deputy Sanchez presumably fired three (3) rounds of Department-issued 9mm ammunition from his personally-owned, and Department-authorized, Sig Sauer, P226, 9-millimeter semi-automatic pistol. Deputy Sanchez's firearm was previously loaded with twenty-one (21) 9mm "Luger FC" rounds. Deputy Sanchez's firearm was loaded to capacity (20 rounds in the magazine and one round in the chamber). Homicide investigators recovered eighteen (18) live rounds remaining in Deputy Sanchez's firearm.

> **IAB Note:** **Homicide investigators recovered two "Luger FC" expended shell casings at the scene.**



At the time of this incident, Deputy Sanchez [redacted] On July 15, 2019, Deputy Sanchez signed a memorandum authored by Captain Ernest Chavez, #[redacted] informing Deputy Sanchez, he [redacted] **[Exhibit I]**.

[redacted]

[redacted]

Date last qualified: [redacted]
Date last trained with weapon:

> **IAB Note:** **Senior Criminalist Manuel Munoz, #[redacted] of the Los Angeles County Sheriff's Department's Scientific Services Bureau Firearms Identification Section,**

examined both deputies' firearms. The firearms were found to be functional [Exhibit A, page 198].

WEAPONS USED BY SUSPECT:

Suspect Robert Evangelista

Suspect Evangelista was driving a 2003 Mercury Mountaineer SUV, when Deputies Calderon and Sanchez observed the suspect using the SUV as a weapon against Deputy Calderon.

Suspect Evangelista was in possession of a Glock, model 23, .40 caliber semi-automatic pistol. The firearm was recovered with a magazine loaded with ammunition. There were no bullet cartridges in the chamber.

There were no casings associated with this weapon found at the scene or inside the suspect's vehicle.

IAB Note: **The National Crime Information Center (NCIC) database revealed this firearm was stolen in Tempe, Arizona, in 2016.**

PROPERTY DAMAGE:

The 2003 Mercury Mountaineer SUV the suspect was driving sustained six (6) bullet strikes/holes to a combination of the rear liftgate, rear tires, and wheel wells.

IAB Note: **Senior Criminalist Mariann Shea, #[redacted] photographed damage to the Mercury Mountaineer [Exhibit G/Disc 2].**

CRIMINAL INVESTIGATION:

Homicide Bureau Investigators Dean Camarillo and Matthew Landreth handled the criminal investigation involving the deputy-involved shooting incident. The case was filed in Los Angeles County Superior Court. Suspect Evangelista was charged with the following offenses:

- Possession of a Firearm by a Prohibited Person, §29800(a)(1) California Penal Code (P.C.);
- Brandishing a Firearm toward a Police Officer, 417 (c) P.C.

On October 14, 2020, Suspect Evangelista pleaded nolo contendere to one count of Possession of a Firearm by a Prohibited Person, §29800(a)(1) P.C., and was sentenced to two years in state prison. The charge related to brandishing a

firearm was dismissed. Refer to case BA482928 minute order **[Miscellaneous Documents]**.

LIGHTING AND WEATHER CONDITIONS:

The incident occurred shortly before 4:00 p.m. on a winter day. The temperature was recorded in the upper 60s with clear skies. There was no precipitation, and the winds were calm.

The deputy-involved shooting occurred in a parking lot during daylight hours. The area was well lit by sunlight.

RADIO TRANSMISSIONS:

IAB investigators obtained and reviewed all radio traffic and cold line communication associated with the deputy-involved shooting and arrest of Suspect Evangelista. Deputies Calderon and Sanchez, along with responding units, utilized the SCC Dispatch Channel 3 radio frequency on the duplex patch. Responding and assisting deputies also used the East Los Angeles Local Tactical frequency (L-TAC) and the Area Tactical frequency (A-TAC). These radio traffic communications were uploaded to a compact disc and included in the case book **[Exhibit G/Disc 2]**.

The following is a brief synopsis of the radio transmission audio clips.

Dispatch Channel 3 (1550 hours to 1605 hours)

3:50:00 PM- (00:00:00) Radio traffic recording started (subsequent times are based on the audio player time stamp).

(00:02:19)- Unit 24 (Deputy Calderon) advised "998" (Deputy involved shooting) at Whittier and Kern.

(00:02:28)- Deputy Sanchez requested the "patch." Advised he was involved in a deputy-involved shooting and gave his location, a vehicle description, and direction of travel.

(00:02:53)- Unit 25 (Deputies Palacios and Cortez) advised they were seconds from the location and responding.

(00:02:58)- Multiple field supervisors (Sam units) advised they were responding.

(00:03:03)- Deputy Sanchez advised 902R (rescue) was not needed. He advised he was detaining one person at gunpoint. He requested

SCC run a Texas license plate and re-advised of the vehicle description.

(00:03:35)- Deputy Sanchez advised the vehicle was wanted for "245 on a deputy" (Assault with a deadly weapon).

(00:04:01)- Deputy Sanchez advised the wanted vehicle had two 415G (gang members) inside of it as it fled.

(00:04:12)- Deputy Sanchez coordinated the establishment of a containment of the deputy-involved shooting location.

(00:04:35)- Deputy Sanchez re-advised no deputies were injured. He further advised the vehicle "attempted to hit my partner" and "we fired into" that vehicle, and it was unknown if any of the vehicle occupants were struck by gunfire.

(00:05:20)- Air-21 advised they were responding from Long Beach.

(00:05:50)- Unit 25 (Deputy Palacios) took over responsibility for radio communication from Deputy Sanchez. He advised no additional units were needed at the primary location.

(00:07:18)- An unknown unit advised he was flagged down and the suspects ran toward the train station at 3rd Street and Mednik Avenue. SCC confirmed they received similar information.

(00:08:15)- Numerous units arrived at 3rd Street and Mednik Avenue.

(00:08:42)- An East Los Angeles Station unit located the abandoned SUV.

(00:08:55)- A deputy advised he was informed the suspect might be on bus #40, headed west on 3rd Street.

(00:09:48)- Numerous units advised they were on-scene at 3rd Street and Mednik with the bus. Unit 22S also advised he was on-scene at the location of the bus.

(00:10:07)- An unknown unit advised they were doing "call-outs" at the bus.

(00:11:40)- Air-21 advised they received information from CHP that one suspect ran toward the "metro" and one suspect ran toward Belvedere Park. The informant who called CHP said one of the suspects had a gun.

(00:12:45)- SCC advised a possible "article" (gun) was discarded on the southeast corner of 3rd Street and Mednik.

(00:13:00)- SCC advised, A-TAC was available for use when ready.

(00:13:09)- Unit 21 advised the bus had been cleared and they were detaining two people.

(00:14:58)- Air-21 asked East Los Angeles Station units if they were going to set up a containment on Belvedere Park or just check the vicinity (927C) and further inquired, "What's the plan?"

(00:15:00)- A unit (NFD) advised Air-21, he and additional units had the suspect description and were checking Belvedere Park.

(00:15:10)- Air-21 asked the handling unit, "since the bus is code-4," do you want to "take this" to A-TAC or keep the patch activated? Unit 20S advised SCC to have all units switch to the A-TAC frequency. SCC dropped the duplex patch frequency.

Local Tactical (L-TAC) frequency (1550 hours to 1605 hours)

3:53:00 PM- (00:00:00) Radio traffic recording starts (subsequent times are based on the audio player time stamp).

IAB Note: **The L-TAC frequency was recorded by SCC with unrelated bleed-over traffic from another station.**

(00:05:30)- Unit 25 (Deputy Palacios) coordinated with responding units to contain the deputy-involved shooting location.

(00:06:40)- Unit 25 coordinated with the East Los Angeles Station desk to have Transit Services Bureau review the PAX video and stop all train traffic in the area.

(00:08:00)- Unit 25 coordinated with the East Los Angeles Station desk to have "outside" station units respond to assist with containing the deputy-involved shooting location.

(00:09:50)- Unit 25 advised East Los Angeles Station units to only use L-TAC for the crime scene containment; all other traffic should be on the "patch."

(00:00:52)- Unit 26 advised the command post (Unit 25) Belvedere Park "checked clear."

(00:01:15)- An unknown unit advised the command post there was some "confusion" because there was simultaneous L-TAC and A-TAC traffic. The unit suggested the traffic should switch to A-TAC.

Deputy Palacios advised the traffic stop on the bus was on the patch, and he was working on L-TAC to set up the crime scene containment. He advised, once the units were in place, he would have everyone switch to A-TAC.

(00:01:44)- Air-21 asked SCC to "patch-in" Dispatch-3, L-TAC, and A-TAC. Air-21 advised East LA units to pick one frequency and no one was communicating with him on A-TAC. Deputy Palacios advised Air-21 of the reasons multiple frequencies were being used. Air-21 and the command post agreed to switch over to A-TAC.

Area Tactical (A-TAC) frequency (1600 hours to 1730 hours)

(00:01:35)- An unknown unit asked for the description of the suspect who ran toward the park.

(00:02:00)- Air-21 inquired with East Los Angeles Station's desk if information was being disseminated on L-TAC.

(00:02:32)- Air-21 inquired with East Los Angeles Station units if they were working on L-TAC or A-TAC. Air-21 indicated East Los Angeles Station units were not communicating with him or providing him with information. An East L.A. unit provided Air-21 with a description of the suspect running toward the park.

(00:03:48)- Air-21 inquired what the "game plan" was regarding the outstanding suspect who ran into Belvedere Park. He advised no containment was set-up. No unit replied to Air-21.

(00:04:35)- Air-21 asked SCC to patch-in Dispatch-3, L-TAC, and A-TAC. Air-21 advised East L.A. units to pick one frequency and no one was communicating with him on A-TAC. Deputy Palacios advised Air-21 of the reasons multiple frequencies were being used. Air-21 and the command post agreed to switch over to A-TAC.

Area Tactical (A-TAC) frequency (1613 hours-Initial Traffic)

(00:00:32)- Air-21 asked, "Does anyone know what the plan of attack is here?" He advised he was getting other requests and would leave if there was "nothing here for me to do." The command post attempts to contact Air-21 twice, with no reply

Area Tactical (A-TAC) frequency (1614 hours-Secondary Traffic)

(00:00:12)- The command post contacted Air-21 and advised of the outstanding suspect's description at Belvedere Park.

(00:00:35)- Air-21 advised he could not locate anyone matching that description because when he tried to contain the area, "nobody wanted to listen because you were on a different frequency, I don't know what to tell you guys." Deputy Palacios thanked Air-21 for responding. No further communication was recorded between ground units and Air-21.

Cold Line Communication

At 3:52 p.m., the East Los Angeles Station watch commander, Lieutenant Geoffrey Chadwick, #[redacted] immediately connected the Cold Line and spoke to the SCC watch commander regarding the deputy-involved shooting. Lieutenant Chadwick immediately requested SCC ascertain the status of Aero Bureau resources. He asked SCC to inquire if anyone, deputy or suspect, was injured.

Lieutenant Chadwick immediately coordinated to have SCC pass information to East Los Angeles Station units regarding information about the suspect received from the station 9-1-1 lines. Lieutenant Chadwick initiated the process of giving updated information to the Los Angeles Police Department, Transit Services Bureau, and civic center employees near East Los Angeles Courthouse.

After being advised the suspect on the bus was detained, no deputies were injured, and East Los Angeles Station units switched to A-TAC to communicate, Lieutenant Chadwick disconnected the Cold Line.

IAB Note: **There is a point-to-point voice channel (Hotline) between each station dispatcher and the SCC Public Response Dispatcher assigned to that station's working frequency. An alternate voice line is an automatic ring circuit (Cold Line) that links the station watch commander with the SCC watch sergeant, who shall immediately and directly carry out the station watch commander's orders.**

VIDEO RECORDINGS:

Homicide Bureau investigators obtained two video recordings that captured portions of the parking lot where the deputy-involved shooting occurred **[Exhibit G, Disc 2]**.

IAB Note: **IAB investigators converted the surveillance video files into a format which could be viewed using most standard video player software [Exhibit G, Disc 2].**

TIMESTAMP	DESCRIPTION: [CH15]
00:00	The tan Mercury Mountaineer SUV was parked at the rear of the parking lot, backed into a parking stall. Witness [redacted] stood near the passenger side door.

00:02	A marked Sheriff's patrol vehicle drove westbound through the alley, directly behind the parked SUV.
00:25	The patrol vehicle pulled into the parking lot and parked near the front of the SUV.
00:30	Deputy Sanchez exited the passenger side of the patrol vehicle, drew his firearm, and quickly approached the SUV driver's side.
00.32	Deputy Calderon exited the patrol car, drew his firearm, and walked in front of the SUV. Witness [redacted] raised his hands in the air.
00:42	Deputy Sanchez opened the front driver-side door of the SUV as Deputy Calderon made physical contact with Witness [redacted] on the passenger side of the SUV.
00:53	Deputy Sanchez holstered his firearm as the SUV began to move forward. Deputy Calderon and Witness [redacted] are near the passenger door of the SUV.
00:54	Deputy Calderon appears to fire at the SUV as it turns away from him and drove westbound through the parking lot.
00:56	Deputy Sanchez redrew his firearm and appeared to fire at the SUV.
00:57	Deputy Calderon returned his focus to Witness [redacted]
01:01	The video concluded.

TIMESTAMP	DESCRIPTION: [CH16]
00:00	The tan Mercury Mountaineer SUV was parked at the rear of the parking lot, backed into a parking stall. Witness [redacted] was standing near the open passenger-side door. A patrol car drove west through the alley behind the SUV.
00:18	A patrol car pulled into the parking lot and parked at an angle toward the SUV's front driver's side.
00.28	Deputy Sanchez approached the driver's side of the SUV. Deputy Calderon exited the driver seat of the patrol vehicle.
00:30	Deputy Sanchez exited the passenger side of the patrol vehicle, drew his firearm, and quickly approached the SUV driver's side.
00:32	Deputy Calderon drew his firearm and steps in front of the SUV, and approached Witness [redacted] on the SUV passenger side.
00:39	Deputy Sanchez opened the front driver-side door of the SUV.
00:51	The SUV drove forward and to the left.
00:52	Deputy Calderon walked toward the SUV with his firearm drawn
00 54	Deputy Calderon redirected his attention toward Witness [redacted]
00:59	The video concludes.

Homicide investigators recovered a surveillance video of Suspect Evangelista abandoning the SUV near the intersection of 3rd Street and Mednik Avenue.

TIMESTAMP	DESCRIPTION: [SUV Video]
00:00	The video clip began covering a portion of a residential front yard. The video camera was oriented toward the intersection of 3rd Street and Mednik Avenue, facing northeast.

17:43	The tan SUV entered the screen driving north on Mednik Avenue. The driver window was down, and the rear tires appeared not to be fully inflated.
17:52	The SUV parked along a red-curb, just south of 3rd Street. The driver and passenger doors opened, and both occupants run north along the east sidewalk of Mednik Avenue. Suspect Evangelista ran east on 3rd Street and out of view. The passenger ran north and out of view.

Homicide investigators recovered five video surveillance cameras associated with the Montebello bus Suspect Evangelista ran onto. The videos also contain audio.

TIMESTAMP	**DESCRIPTION: [Camera 1- Covers Driver and front door]**
27:18	Suspect Evangelista ran into the front passenger door of the bus.
27:37	Suspect Evangelista stood near the driver and appeared to be breathing hard.
27:57	Sirens could be heard as the bus approached the intersection of 3rd Street and Mednik Avenue.
28:46	Patrol vehicles blocked the front of the bus. Numerous deputies approached the bus with their firearms drawn.
29:30	Deputies surround the bus, order the passengers to keep their hands up in both English and Spanish. Deputies evacuate the bus.
TIMESTAMP	**DESCRIPTION: [Camera 3- Covers Interior of the bus]**
27:18	Suspect Evangelista ran into the front passenger door of the bus.
27:55	Suspect Evangelista walked to the rearmost seat in the bus and sat down.
29:35	Deputies surrounded the bus and ordered the passengers to keep their hands up.
30:00	All passengers disembark the bus one-by-one through the front and rear bus doors. Suspect Evangelista remained seated in the rear seat.
31:05	From the rear bus door, Deputy Leon made calls out to Suspect Evangelista, the only remaining passenger on the bus. Suspect Evangelista walked toward deputies with his hands raised. Suspect Evangelista was ordered to kneel and place his hands behind his head. Deputy Gonzalez handcuffed Suspect Evangelista without resistance.

Montebello bus cameras 2, 4, and 5, showed different angles around the bus, including the view in front of and behind the bus. These camera angles do not show the suspect's arrest **[Exhibit G/Disc 2]**.

INVOLVED EMPLOYEE'S STATEMENTS:

Homicide Bureau and IAB investigators interviewed the following Involved Employees. The following narrative is intended only as a synopsis of the interview. Additional information and precise wording may be obtained by reviewing the audio recorded interviews and verbatim transcriptions.

DEPUTY JOEL CALDERON

On November 26, 2019, Homicide Bureau investigators interviewed Deputy Calderon at East Los Angeles Station. Deputy Calderon was subsequently interviewed by IAB investigators on October 16, 2020, at the IAB office in the City of Commerce. In both interviews, Deputy Calderon was represented by Attorney Tom Yu.

Deputy Calderon had been employed as a deputy sheriff for approximately four years. He had been assigned to East Los Angeles Station for approximately four months and was on [redacted] at the time of this incident. Deputy Sanchez was his second [redacted]

On November 25, 2019, he and Deputy Sanchez started their shift at [redacted] p.m. They were assigned as Unit 24, a unit responsible for patrolling the unincorporated area of East Los Angeles. Deputy Calderon drove the patrol vehicle, and Deputy Sanchez was the front passenger.

While conducting a routine patrol, Deputy Calderon drove westbound through the south alley of Whittier Boulevard. As he approached Kern Avenue, he saw a male Hispanic adult (Witness [redacted] standing between a brick wall and a Mercury Mountaineer SUV. Witness [redacted] was initially facing the brick wall, but moved back-and-forth between the wall and SUV. The Mountaineer was backed into the parking space, with the rear of the vehicle facing the alley. The parking lot was raised from the alley, which caused some difficultly determining if anyone was inside the SUV.

Deputy Calderon drove into the parking lot from Kern Avenue and parked near the front of the SUV, slightly offset from the front driver's side of the SUV, leaving room not to "block-in" the SUV. Based on the SUV's position, backed-in on the elevated parking lot, he and Deputy Sanchez were only able to approach the vehicle from its front **(Calderon IAB Transcript, pages 8-9)**. Neither he nor Deputy Sanchez activated their forward-facing red light or siren. Prior to approaching the SUV, he and Deputy Sanchez did not discuss how they were going to approach the vehicle or who was going to contact whom. After parking, he exited the patrol vehicle and decided to contact Witness [redacted] who was still standing between the SUV and the brick wall.

Deputy Calderon decided to contact Witness [redacted] in order to conduct a vandalism investigation. Deputy Calderon believed he observed, "tagging" on the brick wall near the SUV. Deputy Calderon did not observe Witness [redacted] vandalize the wall but observed him "going back and forth" between the SUV and the wall. He believed, since the SUV was parked so close to the wall it might be used as a quick get-away vehicle **(Calderon IAB Transcript, pages 6-7)**.

IAB Note: Scientific Services Bureau personnel took photographs of the scene and brick wall. The brick wall was painted white. No tagging or graffiti was photographed on the wall [Exhibit G].

Deputy Calderon approached Witness [redacted] by walking in front of the SUV. As Deputy Calderon approached Witness [redacted] he noticed a male (Suspect Evangelista) in the SUV driver's seat and a rear passenger inside the SUV, behind the front passenger seat. Deputy Calderon noticed, both Suspect Evangelista and the rear passenger leaned forward and appeared to be reaching for something near the floorboard. After observing Suspect Evangelista and the back passenger making "furtive movements," Deputy Calderon drew his firearm and gave Witness [redacted] verbal commands to show his hands while simultaneously attempting to keep observation of Suspect Evangelista and the rear passenger. Deputy Calderon could not clearly see what the rear passenger was doing because the SUV's rear windows were tinted **(Calderon IAB Transcript, page 15)**. Witness [redacted] cooperated with Deputy Calderon; however, Deputy Calderon noticed Witness [redacted] had a "look in his face, like should I run or should I not run." Deputy Calderon's attention became split amongst three people at the same time. He believed it was better to move to a position where he could see all three individuals, than to stay, or move, behind his patrol car **(Calderon IAB Transcript, page 13)**. Deputy Calderon lost sight of Deputy Sanchez but "knew" Deputy Sanchez was contacting Suspect Evangelista. Deputy Calderon could not hear what Deputy Sanchez was telling Suspect Evangelista because Deputy Calderon was giving commands to Witness [redacted] at the same time **(Calderon IAB Transcript, pages 10-11)**.

Deputy Calderon did not communicate any of his observations of Suspect Evangelista or the rear passenger "conducting furtive movement" to Deputy Sanchez. Deputy Sanchez never communicated any of these observations to Deputy Calderon **(Calderon IAB Transcript, pages 15-16)**.

While attempting to guide Witness [redacted]s right arm behind his back, Deputy Calderon looked through the passenger-side window and noticed Suspect Evangelista raised a black handgun with his right hand. Suspect Evangelista raised the gun in an upward motion. Deputy Calderon immediately felt threatened and believed Suspect Evangelista was going to point the firearm at him **(Calderon Homicide Transcript, page 12)**. Deputy Calderon saw Suspect Evangelista turn toward him with the gun in his hand **(Calderon IAB Transcript, page 17)**. Deputy Calderon could not recall specifically; however, he believed he yelled, "Oh Fuck," or "Gun...gun...gun." Simultaneously, Suspect Evangelista drove the SUV to the right, "toward" him, then to the left to exit the parking lot **(Calderon Homicide Transcript, pages 12, 16; Calderon IAB Transcript, page 19)**. Fearing Suspect Evangelista was in the process of pointing the firearm at him and he could possibly be shot, coupled with the belief he was

going to be struck by the SUV, Deputy Calderon fired five to six rounds at Suspect Evangelista.

Deputy Calderon explained he was standing next to the SUV's front passenger door, looking through the open passenger window, when he observed Suspect Evangelista held a gun in his right hand. As Suspect Evangelista simultaneously drove forward, Deputy Calderon believed the SUV was "driving towards" him when he fired his first round at Suspect Evangelista. He believed if he had not backpedaled out of the way, Suspect Evangelista would have hit him with the side of his SUV as Suspect Evangelista swerved around where his patrol vehicle was parked **(Calderon IAB Transcript, pages 21-22)**.

Deputy Calderon intended to shoot Suspect Evangelista when he fired his rounds; however, he never used his sights to aim his weapon. Although he could not specifically recall, he believed he used a one-handed grip on his firearm when he shot, because he wanted to be ready to "put out radio traffic or backup" and that was the way he was "trained" **(Calderon IAB Transcript, page 26)**. He believed he fired through the open front passenger window as he was "backpedaling" and "shooting while moving... backward." Deputy Calderon believed he fired his last round at Suspect Evangelista as the vehicle was "speeding away" and was approximately 15 feet away from him. The vehicle's movement allowed him to fire at an angle toward Suspect Evangelista through the vehicle **(Calderon IAB Transcript, pages 31-32)**. Deputy Calderon believed all of his rounds were fired into the passenger compartment as the vehicle was directly next to him. He never observed the rear passenger with a weapon and was only concentrated on shooting at Suspect Evangelista when he fired his firearm. Deputy Calderon did not know if his rounds hit the back of the SUV or its tires. He never intentionally aimed or intended to shoot the SUV's tires **(Calderon IAB Transcript, pages 23-24, 33)**.

Deputy Calderon did not hear any other gunfire while he fired his weapon **(Calderon IAB Transcript, page 32)**.

Deputy Calderon felt the position he was in when Suspect Evangelista pulled out a firearm did not leave him with any cover. There was no cover behind him or in front of him. If the suspect would have actively shot at him, he would have attempted to move to his patrol car as cover.

Deputy Calderon elaborated he did not see where Deputy Sanchez was when he fired his rounds. When asked specifically about a potential cross-fire situation with Deputy Sanchez, Deputy Calderon said he was "facing everyone," but his "target" was to shoot "the suspect." He believed Suspect Evangelista was 10 feet away from the muzzle of his firearm when he began firing his rounds **(Calderon IAB Transcript, page 29)**.

Deputy Calderon explained he was not consciously thinking about his backdrop when he fired; however, he believed it would have been businesses, the street, or possibly his patrol car. Deputy Calderon was concentrated on "thinking [the suspect] was gonna shoot" him **(Calderon IAB Transcript, pages 29-30)**.

Deputy Calderon did not believe there was enough time to put out a "backup" request via the radio between the time he observed furtive movements, gave verbal commands, and the time Suspect Evangelista retrieved a firearm **(Calderon IAB Transcript, page 30)**.

After Suspect Evangelista fled in the SUV, Deputy Calderon initiated emergency radio traffic. He detained Witness [redacted] without incident, as Deputy Sanchez took over responsibility for broadcasting radio traffic.

Minutes after the incident, Deputy Calderon was advised by assisting East Los Angeles Station deputies that a possible suspect was detained at the intersection of 3rd Street and Mednik Avenue. He responded to that intersection and positively identified Suspect Evangelista as the person who was driving the SUV and was armed with a firearm **(Calderon Homicide Transcript, page 28)**.

IAB investigators showed Deputy Calderon the surveillance videos depicting the deputy-involved shooting incident. Deputy Calderon maintained the video surveillance accurately depicted his perceptions of the incident as it unfolded. Deputy Calderon claimed had he not backpedaled and moved out of the way of the vehicle, he would have, at least, been hit with the side of the SUV. Deputy Calderon also explained he initially decided to shoot at Suspect Evangelista while pointing his firearm through the SUV's open passenger window; however, as he fired, the vehicle was also moving in conjunction with his simultaneous backpedaling. This movement may have caused his rounds not to hit their intended target **(Calderon IAB Transcript, page 23)**.

DEPUTY JUAN SANCHEZ

On November 26, 2019, Homicide Bureau investigators interviewed Deputy Sanchez at East Los Angeles Station. Deputy Sanchez was subsequently interviewed by IAB investigators on October 26, 2020, at the IAB office in the City of Commerce. In both interviews, Deputy Sanchez was represented by Attorney Tom Yu.

Deputy Sanchez had been employed as a deputy sheriff for approximately eleven years. He had been assigned to East Los Angeles Station for five years and was a field [redacted] at the time of this incident.

On November 25, 2019, he and his trainee, Deputy Calderon, were assigned to work Unit 24. They started their shift at [redacted] p.m. Deputy Sanchez decided Deputy Calderon was progressing well in the [redacted] and was going to

drive the patrol vehicle, for the first time, during their November 25th shift. Deputy Sanchez rode in the front passenger seat.

At around 3:50 p.m., Deputy Calderon drove westbound in an alley toward Kern Avenue. Deputy Sanchez saw Witness [redacted] standing between a tan Mercury SUV and a brick wall that was routinely vandalized with gang-related graffiti. The SUV was backed into a parking spot. Deputy Sanchez told Deputy Calderon, "Hey, that guy looks like he's about to tag," and, "Hey, drive around; I can't see what he's doing" **(Sanchez IAB Transcript, pages 6-7)**.

Deputy Sanchez recalled, the two weeks before this incident, two local gangs had been tagging and vandalizing that particular wall. There had also been several shooting calls related to those two gangs. Based on that, he told Deputy Calderon to "slow down…go through the parking lot," and "Let's go see what he's doing" **(Sanchez IAB Transcript, page 7)**.

Deputy Sanchez noted the SUV's rear Texas license plate as they drove through the alley and ran it through his MDC, prior to suggesting to Deputy Calderon to approach the SUV.

Deputy Sanchez explained he would generally conduct a traditional behind-the-vehicle traffic stop; however, due to the parking lot being raised approximately 4-feet above the alleyway, they would have had to climb a small wall in order to approach from the rear **(Sanchez IAB Transcript, pages 3-4)**.

Prior to approaching the SUV, Deputies Sanchez and Calderon did not discuss any plan on how they were going to contact Witness [redacted] or any occupants of the vehicle **(Sanchez IAB Transcript, page 6)**. Deputy Sanchez's initial thought process was to wait for Deputy Calderon to contact and secure Witness [redacted] before dealing with the vehicle's possible occupants.

Deputy Calderon drove the patrol vehicle into the parking lot. Prior to their patrol vehicle coming to a stop, Deputy Sanchez noticed Suspect Evangelista sitting in the SUV's driver's seat. Suspect Evangelista "appeared startled" at their presence and began "furtively" reaching down toward the floorboard and "ducking" toward the center console, possibly hiding or reaching for something in the SUV.

Based on his observations of Suspect Evangelista's furtive movements, Deputy Sanchez quickly exited the patrol vehicle, drew his firearm, and approached the SUV. Deputy Sanchez never communicated his observations of Suspect Evangelista's furtive movements to Deputy Calderon.

Upon his approach to the SUV, Deputy Sanchez noticed the engine was running. He ordered Suspect Evangelista to show his hands; however, Suspect Evangelista continued to reach toward the center console and floorboard.

Deputy Sanchez knew Deputy Calderon had begun to contact Witness [redacted] on the opposite side of the SUV. Witness [redacted] appeared to be cooperating with Deputy Calderon. As Suspect Evangelista continued to ignore Deputy Sanchez's orders to show his hands, Deputy Sanchez decided to open the SUV's driver door to get a better view inside. Upon opening the door, Deputy Sanchez realized Suspect Evangelista had the SUV in drive, with his foot on the brake. Deputy Sanchez stopped "looking" at Deputy Calderon and dedicated his entire focus on Suspect Evangelista. Deputy Sanchez believed he was so focused on Suspect Evangelista that he stopped worrying about Deputy Calderon. He believed he had "tunnel vision" **(Sanchez IAB Transcript, page 18)**. Deputy Sanchez never noticed a passenger in the rear seat of the SUV. Deputy Sanchez was not concerned about contacting Suspect Evangelista at the same time Deputy Calderon was contacting Witness [redacted] because his goal was only to "get a better" visual of where Suspect Evangelista was reaching **(Sanchez IAB Transcript, page 9)**.

Deputy Sanchez determined Suspect Evangelista was uncooperative but did not consider requesting backup because he was more worried about what Suspect Evangelista was reaching for and thought he might have to grab Suspect Evangelista's hands to prevent him from getting to what he was reaching for **(Sanchez IAB Transcript, page 10)**.

Deputy Sanchez continued to observe Suspect Evangelista reach between the driver's seat and center console. Deputy Sanchez holstered his weapon in order to "go hands-on" with Suspect Evangelista and prevent him from obtaining what he was reaching for **(Sanchez IAB Transcript, page 11)**. Shortly thereafter, Suspect Evangelista began to raise his right arm upward. Deputy Sanchez observed Suspect Evangelista was in possession of a firearm and pointed the gun toward Deputy Calderon **(Sanchez IAB Transcript, page 12)**. Nearly simultaneously, Deputy Sanchez observed the SUV begin accelerating forward. As the SUV pulled forward, Deputy Sanchez's view of Deputy Calderon had become obstructed by the SUV and its dark tinted rear windows. Although Deputy Sanchez could no longer see Deputy Calderon, he heard Deputy Calderon yell, "Gun…gun," and "Oh, fuck!"

Deputy Sanchez began to hear gunfire. He could not see if Deputy Calderon was the person shooting but feared Suspect Evangelista was shooting at Deputy Calderon or Deputy Calderon had been struck by the SUV **(Sanchez Homicide Transcript, page 6)**.

Deputy Sanchez drew his firearm and fired three or four rounds at Suspect Evangelista, who was in the SUV's driver's seat. Deputy Sanchez believed he was standing 3-5 feet behind the suspect's SUV when he fired his first shot. He believed the SUV was 10-15 feet in front of him when he fired his last shot. The SUV was moving the entire time he fired his shots **(Sanchez IAB Transcript, page 13)**.

Deputy Sanchez explained he was aiming at Suspect Evangelista's body, through the SUV's driver door, when he fired all of his shots. He used a two-handed grip on his firearm when he shot. He could not remember if he used his sights to aim at Suspect Evangelista because the event unfolded rapidly. Deputy Sanchez believed his shooting backdrop was a brick wall. Deputy Sanchez never intentionally fired towards the SUV's tires **(Sanchez IAB Transcript, page 14)**.

Deputy Sanchez said he fired at Suspect Evangelista as he drove away because he felt Suspect Evangelista was an imminent threat with the firearm he was holding. He had no visual of Deputy Calderon and believed Deputy Calderon "was down." Deputy Sanchez heard gunshots as he was firing and did not know Deputy Calderon fired his weapon until after the incident concluded **(Sanchez IAB Transcript, page 15)**.

After firing at Suspect Evangelista, who was driving the SUV out of the parking lot, Deputy Sanchez directed Deputy Calderon to secure Witness [redacted] who was still standing in the area. He ascertained about Deputy Calderon's wellbeing and immediately broadcasted emergency radio traffic.

Deputy Sanchez said he broadcasted that a "245 on a deputy" and a deputy-involved shooting occurred. At the time, he was thinking about his belief Suspect Evangelista shot at Deputy Calderon but elaborated when he put out his broadcast, he could not recall if he was referring to Suspect Evangelista assaulting Deputy Calderon with his SUV or with a firearm. During the broadcast, Deputy Sanchez never mentioned Suspect Evangelista had a gun or had possibly shot at deputies. He believed he was "amped" up at the time; however, he believed it would have been vital information to broadcast to responding units. Deputy Sanchez recalled Deputy Palacios showing up at the scene shortly after the incident. He told Deputy Palacios about Suspect Evangelista's gun. Deputy Palacios told Deputy Sanchez to "go calm down," and took over responsibility for radio traffic **(Sanchez IAB Transcript, pages 19-20)**

Deputy Sanchez later learned East Los Angeles Station deputies detained a possible suspect on a bus. Deputy Sanchez drove to that location and positively identified Suspect Evangelista as the driver of the SUV and the person who possessed a firearm.

IAB investigators showed Deputy Sanchez the video surveillance that captured the incident. Deputy Sanchez noticed the vehicle never swerved toward Deputy Calderon in the video. Deputy Sanchez based his perception, at the time, that the vehicle swerved toward Deputy Calderon, on his belief the suspect vehicle would have to drive slightly toward Deputy Calderon to exit the parking lot. After watching the video, he learned the suspect's vehicle had enough room to simply drive forward and not toward Deputy Calderon **(IAB Transcript, page 17)**.

WITNESS STATEMENTS:

The following are summaries of recorded witness interviews by IAB and/or Homicide Bureau investigators. For additional information, refer to the attached transcripts and/or audio files.

DEPUTY CHRISTOPHER GONZALEZ

On October 1, 2020, Deputy Gonzalez was interviewed by an IAB investigator at the IAB office in the City of Commerce. Deputy Gonzalez had been assigned to East Los Angeles Station since September of 2016. On the day of this incident, Deputy Gonzalez was assigned to the East Los Angeles Station's Crime Enforcement Team.

On November 25, 2019, Deputy Gonzalez was at East Los Angeles Station when he heard the SCC public response dispatcher activate the duplex patch. He heard Deputy Sanchez advised over the radio that he was involved in a deputy-involved shooting incident and gave the location of the incident.

Deputy Gonzalez immediately responded with lights and sirens toward the location of the deputy-involved shooting. Prior to arriving at the deputy-involved shooting location, he was advised by the dispatcher the suspect may have entered a "Montebello bus" and the bus was near the intersection of 3rd Street and Mednik Avenue.

Deputy Gonzalez, and numerous other East Los Angeles Station units, located the bus as it was idling in the westbound lane of 3rd Street, at the intersection of Mednik Avenue. At that time, he was aware the suspects were wanted for assault with a deadly weapon on law enforcement; however, he did not know the type of deadly weapon used against Deputy Sanchez.

> **IAB Note:** **The intersection of 3rd Street and Mednik Avenue is located within a block of East Los Angeles Station, allowing for a large response of deputies from within the station.**

Deputy Gonzalez and approximately five other East Los Angeles Station patrol units pulled in front of the Montebello bus. Deputy Gonzalez observed about 20 passengers on the bus through clear windows after exiting his patrol vehicle.

Deputies formulated a plan to evacuate and detain all of the passengers on the bus in order to determine if the suspect was indeed on the bus. Deputies Gonzalez and Braulio Robledo, #[redacted] ordered all passengers to raise their hands in the air. Due to the number of passengers on the bus, deputies could not determine if anyone matching the suspect's description was indeed on the bus.

Deputy Gonzalez recalled approximately 10-15 deputies surrounded the bus at gunpoint prior to evacuating the bus. Deputy Gonzalez also identified at least two East Los Angeles Station field sergeants who were present for the bus' evacuation.

Under the observation of responding deputies, all of the passengers complied and exited the bus with their hands raised, except a male Hispanic adult, later identified as Suspect Evangelista. Suspect Evangelista remained seated in the rearmost seat of the bus until all other passengers exited.

Deputies Gonzalez and Miguel Leon, #[redacted] were tasked with approaching the bus' rear entry/exit door and giving verbal commands to Suspect Evangelista. Deputy Gonzalez was designated to be the arresting deputy, while Deputy Leon provided lethal cover for Deputy Gonzalez. Deputy Gonzalez was equipped with a Taser. Deputy Gonzalez ordered Suspect Evangelista to walk toward him with his hands raised. Suspect Evangelista was cooperative and complied. Deputy Gonzalez ordered Suspect Evangelista to face away from him, kneel, and place his hands on his head. Suspect Evangelista was handcuffed and arrested without resistance. While placing handcuffs on Suspect Evangelista, Deputy Gonzalez noticed Suspect Evangelista was sweaty and out of breath.

After handcuffing Suspect Evangelista, Deputy Gonzalez escorted him to his patrol car to conduct a search of this clothing. While conducting a search, Deputy Gonzalez noticed Suspect Evangelista had several lacerations to his inner-right forearm. Suspect Evangelista told Deputy Gonzalez he cut himself "jumping a fence" **(Gonzalez Transcript, page 10)**.

Deputy Gonzalez requested fire department personnel respond to the scene to evaluate Suspect Evangelista's injury. After fire department personnel arrived, Deputy Gonzalez overheard Suspect Evangelista tell a firefighter that his injuries resulted from being "shot by deputies" during a traffic stop **(Gonzalez Transcript, page 10)**.

Deputy Gonzalez placed Suspect Evangelista into the rear seat of his patrol car. Homicide investigators eventually directed him to transport Suspect Evangelista to the hospital for an "Okay to book."

Deputy Gonzalez transported Suspect Evangelista to East Los Angeles Doctors Hospital, where Doctor Price-Gibson treated him. Deputy Gonzalez could not recall if Suspect Evangelista told Doctor Price-Gibson how he obtained his injury. Doctor Price-Gibson told Deputy Gonzalez, Suspect Evangelista's forearm laceration did not appear to be consistent with a gunshot wound; however, she could not determine the cause of his injury because she did not actually know how Suspect Evangelista obtained his injury.

After Suspect Evangelista was medically cleared, Deputy Gonzalez transported

Suspect Evangelista to East Los Angeles Station and completed the booking process.

DEPUTY MANUEL PALACIOS

On October 16, 2020, Deputy Palacios was interviewed by IAB investigators at the IAB office in the City of Commerce. Deputy Palacios was represented by Attorney Adam Marangell during his IAB interview.

Deputy Palacios had been assigned to East Los Angeles Station since June of 2016.

On November 25, 2020, Deputy Palacios was assigned to work Unit 25 with Deputy Rebecca Cortez, #[redacted]. At approximately 3:50 p.m., Deputy Palacios heard an emergency radio broadcast by Deputy Sanchez regarding a deputy-involved shooting that just occurred.

He and Deputy Cortez responded with lights and sirens to the location of the deputy-involved shooting. Upon his arrival, the suspects in the SUV already left the area. He did not witness any use-of-force or hear any gunfire.

After contacting Deputies Sanchez and Calderon, Deputy Palacios was tasked with establishing a "temporary" radio command post. While running the command post, Deputy Palacios monitored East Los Angeles Station's dispatch (Dispatch channel 3) and East Los Angeles Station's local tactical frequency (L-TAC).

While at the deputy-involved shooting location, other East Los Angeles Station deputies began to coordinate a tactical operation involving a suspect on a city bus. Based on that, Deputy Palacios elected to use the L-TAC frequency to coordinate additional units to respond to the deputy-involved shooting location to establish a crime-scene containment.

Unbeknownst to Deputy Palacios, an Area Tactical frequency (A-TAC) was established by a field supervisor and the responding Aero Bureau observer deputy. Deputy Palacios continued to coordinate the containment of the deputy-involved shooting location on L-TAC. In contrast, other deputies coordinated the search for the suspects on the primary dispatch frequency and A-TAC.

Eventually, all units were switched over to the A-TAC frequency. Deputy Palacios noted normally any direction to move units to another frequency would first be ran through the radio command post.

IAB Note: **After arriving in East Los Angeles Station's area, the Aero Bureau observer appeared to be concerned East Los Angeles deputies were operating on multiple radio**

frequencies [Exhibit G/Radio Traffic]. This topic was discussed and addressed at subsequent debriefings and Department meetings.

IAB Note: **On the day of the incident, Air-21 was piloted by Deputy Kenneth Dailey, #[redacted]. Deputy Brian Barre, #[redacted] was assigned as the tactical flight deputy.**

Deputy Palacios told an IAB investigator, typically tactical operations are conducted on one frequency; however, in this incident, based on the circumstances involving multiple locations, Deputy Palacios felt it was essential to communicate on L-TAC with assisting deputies about the crime-scene containment in order to keep the primary dispatch frequency clear for those deputies involved in an evolving tactical operation.

WITNESS [redacted]

On November 26, 2019, at approximately 2:52 a.m., Witness [redacted] was interviewed by Homicide Bureau investigators. The interview took place in an interview room at the East Los Angeles Station.

Witness [redacted] was a former employee of Suspect Evangelista, as well as a family friend. He never saw Suspect Evangelista with a firearm in the past, nor did he know Suspect Evangelista to carry a firearm.

On November 25, 2019, Witness [redacted], Suspect Evangelista, and another male, whom Witness [redacted] just met, drove from Suspect Evangelista's house to a parking lot in order for Suspect Evangelista to return a surveillance camera he recently bought. Suspect Evangelista drove the vehicle, while Witness [redacted] rode in the front passenger seat. The other male rode in the rear seat of the vehicle.

While parked in the parking lot, Witness [redacted] stepped out of the vehicle as Suspect Evangelista smoked a cigarette inside the vehicle. Witness [redacted] exited the vehicle because he did not like the odor of cigarette smoke. As Witness [redacted] opened the front passenger door to retrieve his wallet, he noticed deputies pulling into the parking lot. The patrol car parked in front of the SUV, almost head-on.

Witness [redacted] immediately saw Suspect Evangelista, through the open front passenger door, reach into the right side of his waistband as the deputies approached the vehicle. Witness [redacted] was confused about Suspect Evangelista's actions but never saw Suspect Evangelista possess a firearm. He assumed Suspect Evangelista might have been retrieving a cell phone from the right side of his waist. Witness [redacted] observed the deputies reacting and screaming in response to Suspect Evangelista's actions. One deputy yelled,

"Get your fucking hands up," as Suspect Evangelista made the motions towards the right side of his waistband. Witness [redacted] believed Suspect Evangelista might have attempted to pass something to the rear passenger. Witness [redacted] diverted his attention from Suspect Evangelista to the deputies ([redacted] **Transcript, pages 13-14, 20-21)**.

Witness [redacted] heard the deputy on the driver's side of the SUV repeatedly give Suspect Evangelista commands to "put your hands up."

Witness [redacted] observed, without warning, Suspect Evangelista rapidly drove out of the parking lot. The deputy who initially approached Witness [redacted] (Deputy Calderon) shot towards Suspect Evangelista ([redacted] **Transcript, page 16)**.

Witness [redacted] remained cooperative with deputies throughout the incident. He was arrested, handcuffed, and transported to East Los Angeles Station to be interviewed by Homicide investigators.

IAB Note: **Witness [redacted] was detained by East Los Angeles Station deputies at the deputy-involved shooting scene, and transported to the ELA station. After Witness [redacted]s interview with Homicide investigators, he was released from custody.**

IAB Note: **Witness [redacted] had been arrested three additional times for unrelated offenses following this incident. He had been unresponsive to IAB investigator's requests for an additional voluntary interview.**

SUSPECT STATEMENTS:

The following narrative is intended only as a synopsis of the interview. Additional information and precise wording may be obtained by reviewing the audio recorded interviews and verbatim transcriptions.

SUSPECT ROBERT EVANGELISTA

On November 26, 2019, at approximately 4:10 a.m., Suspect Evangelista was interviewed by Homicide Bureau investigators. The interview took place in an interview room at East Los Angeles Station. Suspect Evangelista admitted to being an inactive member of the Pomeroy Maravilla criminal street gang and goes by the moniker "Little G" on the streets.

On November 25, 2019, Suspect Evangelista, Witness [redacted], and a male named "Oso" were at Suspect Evangelista's [redacted]s residence in East Los Angeles. While at the residence, Suspect Evangelista decided to drive his

[redacted]s tan Mercury Mountaineer SUV to a tattoo shop on Whittier Boulevard to return a recently purchased surveillance camera. Witness [redacted] and "Oso" rode as passengers in the SUV.

Shortly after arriving at the rear parking lot ([redacted] Whittier Boulevard, East Los Angeles), Suspect Evangelista was surprised when a patrol vehicle was parked diagonally in front of his vehicle. The deputies quickly exited the patrol vehicle with their guns drawn and ran toward his direction.

Suspect Evangelista recalled a deputy approached his door and pointed a firearm at him. His window was rolled down, and the deputy "cussed" at him. Suspect Evangelista became scared and started the SUV's engine. He panicked and drove out of the parking lot. Suspect Evangelista did not realize the individuals pointing firearms at him were deputies until he was already driving out of the parking lot. Suspect Evangelista recalled in fear, the deputies shooting at him as he drove out of the parking lot. After driving out of the parking lot, Suspect Evangelista thought to himself, "Oh, shit, what did I do?" Suspect Evangelista told Homicide investigators, "I fucked up" **(Exhibit A—Volume II, page 78)**.

Suspect Evangelista admitted he had a Glock 23, .40 caliber firearm he carried for protection, when the deputies contacted him. He purchased the gun "on the streets" because he was previously convicted [redacted] Suspect Evangelista carried the firearm in the vehicle's center console with the magazine separated from the firearm **(Exhibit A—Volume II, page 90)**.

Suspect Evangelista told Homicide investigators the firearm remained in the center console until he exited the vehicle and ran. The firearm was never removed from the center console during his contact with deputies. Suspect Evangelista denied ever pointing the firearm at deputies, nor did he attempt to assault the deputies with the firearm **(Exhibit A—Volume II, pages 95-96)**.

Suspect Evangelista denied he ever attempted to hit or run over a deputy with his SUV. Suspect Evangelista said he panicked and drove away because he was attempting to get away from the "gun" the deputies were pointing at him. He did not realize the people pointing guns at him were deputies until he saw the patrol car as he drove away. As he drove away, the deputies opened fire **(Exhibit A—Volume II, pages 98-99)**.

Suspect Evangelista drove to the intersection of 3rd Street and Mednik Avenue and abandoned the SUV. Prior to abandoning the SUV, he asked "Oso" if he had been shot. "Oso" told Suspect Evangelista he was not struck by gunfire. He and "Oso" ran away from the SUV; however, he was unsure where "Oso" went. Suspect Evangelista discarded the firearm, firearm magazine, and holster near 3rd Street and Mednik Avenue after abandoning the SUV. He placed his holster into a trash can near the Metro Gold-Line platform.

Suspect Evangelista boarded a bus and, minutes later, he was arrested by deputies. Suspect Evangelista was completely cooperative and listened to the deputies' commands.

Suspect Evangelista believed the lacerations and abrasions to his right forearm were a result of him jumping a couple of fences after he abandoned the SUV; however, he noticed one of the lacerations while fleeing from the deputies and believed they could have been a result of the deputies' gunfire **(Evangelista Transcript, pages 15-16**.

Suspect Evangelista told Homicide investigators he is nearsighted on one eye, far-sighted in the other eye, and had astigmatism. Without prescription glasses, he is "blind." Suspect Evangelista said he was not wearing his prescription glasses when the deputies approached his parked SUV, nor was he wearing them when he drove away **(Exhibit A—Volume II, pages 101-102)**.

> IAB Note: **Astigmatism is when the eye ball is not completely round. This results in distorted or blurred vision at any distance. Astigmatism can be easily corrected by the use of prescription eye glasses.**

Suspect Evangelista admitted he smoked "a couple hits" of methamphetamine before the incident and he recently smoked methamphetamine on a daily basis **(Exhibit A—Volume II, pages 84-85)**.

ADDITIONAL INFORMATION

Homicide investigators interviewed the following people, who did not witness the deputy-involved shooting incident, but may have information related to the case: Montebello Transit Operator [redacted] **(Exhibit A—Volume I, page 53)**, [redacted] **(Exhibit A—Volume I, page 53)**, Suspect Evangelista's [redacted] **(Exhibit A—Volume I, pages 53-54)**, and [redacted] "Oso" [redacted] **(Exhibit A—Volume I, page 92)**. These interviews were audio-recorded and summarized by Homicide investigators **(Exhibit A)**.

> IAB Note: **Homicide investigators identified [redacted] as a parolee from the Pomeroy Maravilla street gang with the moniker "Oso." Homicide investigators were unable to link [redacted] with this incident.**